Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006

Message Text

LIMITED OFFICIAL USE

PAGE 01 STATE 119412

64
ORIGIN EB-07

INFO OCT-01 EUR-12 ISO-00 L-03 TRSE-00 COME-00 CIEP-01

SP-02 AID-05 NSC-05 SS-15 STR-04 OMB-01 CEA-01 SAJ-01

CIAE-00 DODE-00 PM-04 H-02 INR-07 NSAE-00 PA-01

PRS-01 SSO-00 NSCE-00 USIE-00 INRE-00 /073 R

DRAFTED BY EB/ITP/EWT:HKOPP:DLB
APPROVED BY EB/ITP/EWT:HKOPP
L/EB:PTRIMBLE
EUR/EE:RCHRISTENSEN
TREASURY:BPALMER
COMMERCE/BEWT:SPORTER
CIEP:DBUSINGER(SUBSTANCE)
---------- 018440
O 142110Z MAY 76
FM SECSTATE WASHDC
TO AMEMBASSY BUCHAREST IMMEDIATE

LIMITED OFFICIAL USE STATE 119412

E.O. 11652:N/A

TAGS: EEWT, RO

SUBJECT: LONG-TERM COOPERATION AGREEMENT: ANNEX I

REF: BUCHAREST 2662

1. USDEL MAY TABLE DRAFT ANNEX AS SET FORTH REFTEL WITH FOLLOWING CHANGES.

2. REVISE OPENING PARAGRAPH TO READ QUOTE THE PARTIES RECOGNIZE THE DESIRABILITY OF SETTING FORTH GUIDELINES AND PRINCIPLES FOR THE DEVELOPMENT AND OPERATION OF CO-OPERATIVE ACTIVITIES, AS ENUMERATED IN ARTICLE II OF THIS
LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 STATE 119412

AGREEMENT, IN WHICH NATIONALS FIRMS, COMPANIES AND ECO-

Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006

Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006

NOMIC ORGANIZATIONS OF ONE PARTY MAY PARTICIPATE IN THE TERRITORY OF THE OTHER. THE PARTIES THEREFORE HAVE ENDORSED THE FOLLOWING GUIDELINES AND PRINCIPLES, SUBJECT TO APPLICABLE LAWS AND REGULATIONS. END QUOTE.

3. ADD "NATIONALS" IN OPENING OF PARA 1.

4. DROP SUBPARA A, B, AND C OF PARA 1 AND SUBSTITUTE NEW SUBPARA A AS FOLLOWS: QUOTE TO TRANSFER FROM THE TERRITORY OF THE OTHER PARTY ALL PROCEEDS DERIVED FROM COOPERATIVE ACTIVITIES, AS WELL AS ANY ASSETS OR PROPERTY BROUGHT INTO

THE TERRITORY OF THE OTHER PARTY IN CONNECTION WITH COOPERATIVE ACTIVITIES, WITHOUT UNREASONABLE OR DISCRIMINATORY RESTRICTIONS OR FEES; END QUOTE.

5. REVISE SUBPARA D TO READ QUOTE TO VERIFY COMPLIANCE WITH THE TERMS OF LICENSING ARRANGEMENTS AND OTHER CONTRACTUAL OBLIGATIONS; END QUOTE.

6. RE-LETTER SUBPARAS ACCORDINGLY.

7. IN PARA 3, DROP THE PHRASE "EXTENSIVE COOPERATION" AND SUBSTITUTE QUOTE MAJOR AND EXTENSIVE COOPERATIVE ACTIVITIES END QUOTE. REVISE SECOND SENTENCE OF PARA 3 TO READ: QUOTE EACH PARTY SHOULD, AT THE REQUEST OF THE OTHER PARTY, UNDERTAKE SUCH CONSULTATIONS BEFORE THE PARTICIPANTS ENTER INTO SUCH INVESTMENTS OR AGREEMENTS. END QUOTE.

8. REPLACE OPENING SECTION OF PARA 4 WITH FOLLOWING LANGUAGE: QUOTE THE PARTIES ALSO ENDORSE THE FOLLOWING ADDITIONAL GUIDELINES AND PRINCIPLES FOR THE ESTABLISHMENT AND OPERATION OF JOINT COMPANIES IN THE THE TERRITORY OF ONE PARTY, INVOLVING INVESTMENT BY FIRMS, COMPANIES AND ECONOMIC ORGANIZATIONS OF THE OTHER PARTY. SUCH JOINT COMPANIES SHALL HAVE THE RIGHT TO HIRE AND COMPENSATE DIRECTLY EMPLOYEES, OTHER THAN THOSE ENGAGED IN MANAGEMENT, AT RATES DETERMINED IN A MANNER SIMILAR TO THAT WHICH PREVAILS IN DOMESTICALLY LOCATED FIRMS, COMPANIES, OR ECONOMIC ORGANIZATIONS ENGAGED IN COMPARABLE BUSINESS ACTIVITIES.
LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

THE FIRMS, COMPANIES AND ECONOMIC ORGANIZATIONS PARTICIPATING IN SUCH JOINT COMPANIES SHOULD HAVE THE RIGHT, SUBJECT TO APPLICABLE LAWS AND REGULATIONS: END QUOTE.

9. WHERE PHRASE "INVESTMENT SHARE" APPEARS IN SUBPARAS A AND G, SUBSTITUTE SIMPLY WORD "SHARE."

10. DROP SUBPARA E AND RE-LETTER ACCORDINGLY.

Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006

Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006

11. IN PARA 5, ADD THE WORD "NATIONAL" BEFORE THE WORDS, "FIRM, COMPANY OR ECONOMIC ORGANIZATION."

12. IN CONNECTION WITH TABLING THIS DRAFT ANNEX, YOU SHOULD REVISE LAST SENTENCE OF PARAGRAPH 1 OF ARTICLE II TO READ: QUOTE GUIDELINES AND PRINCIPLES FOR THE DEVELOPMENT AND OPERATION OF COOPERATIVE ACTIVITIES ARE SET FORTH IN ANNEX I TO THIS AGREEMENT. END QUOTE. KISSINGER

LIMITED OFFICIAL USE

NNN

Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: AGREEMENT DRAFT, ECONOMIC COOPERATION, MEETINGS, TRADE AGREEMENTS, ECONOMIC AGREEMENTS
Control Number: n/a
Copy: SINGLE
Draft Date: 14 MAY 1976
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: izenbei0
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1976STATE119412
Document Source: CORE
Document Unique ID: 00
Drafter: HKOPP:DLB
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D760187-0595
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1976/newtext/t19760551/aaaabrvf.tel
Line Count: 124
Locator: TEXT ON-LINE, ON MICROFILM
Office: ORIGIN EB
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: 76 BUCHAREST 2662
Review Action: RELEASED, APPROVED
Review Authority: izenbei0
Review Comment: n/a
Review Content Flags:
Review Date: 04 MAY 2004
Review Event:
Review Exemptions: n/a
Review History: RELEASED <04 MAY 2004 by woolflhd>; APPROVED <30 AUG 2004 by izenbei0>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
04 MAY 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: LONG-TERM COOPERATION AGREEMENT: ANNEX I
TAGS: EEWT, RO, US
To: BUCHAREST
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006